

Amendments to Senate Bill No. 279
1st Reading Copy

2/17/11
SB 279

Requested by Senator Verdell Jackson

For the Senate Judiciary Committee

Prepared by Susan Byorth Fox
February 15, 2011 (8:33am)

1. Title, line 6.

Following: "PERMIT;"

Insert: "PROVIDING THAT A LOCAL ORDINANCE MAY NOT PROHIBIT A
LEGISLATOR OR LEGISLATIVE SECURITY STAFF WITH A CONCEALED
WEAPON PERMIT FROM CARRYING A CONCEALED WEAPON PERMIT IN THE
STATE CAPITOL;"

Strike: "SECTION"

Insert: "SECTIONS"

2. Title, line 7.

Following: "45-8-317"

Insert: "AND 45-8-351"

3. Page 1, line 29.

Following: line 28

Insert: "Section 2. Section 45-8-351, MCA, is amended to read:

**"45-8-351. Restriction on local government regulation of
firearms.** (1) Except as provided in subsection (2), no county,
city, town, consolidated local government, or other local
government unit may not prohibit, register, tax, license, or
regulate the purchase, sale or other transfer (including delay in
purchase, sale, or other transfer), ownership, possession,
transportation, use, or unconcealed carrying of any weapon,
including a rifle, shotgun, handgun, or concealed handgun.

(2) (a) For public safety purposes, a city or town may
regulate the discharge of rifles, shotguns, and handguns. A
county, city, town, consolidated local government, or other local
government unit has power to prevent and suppress the carrying of
concealed or unconcealed weapons to a public assembly, publicly
owned building, park under its jurisdiction, or school, and the
possession of firearms by convicted felons, adjudicated mental
incompetents, illegal aliens, and minors.

(b) Nothing contained ~~herein shall allow~~ in this section
allows any government to prohibit the legitimate display of
firearms at shows or other public occasions by collectors and
others; ~~nor shall anything contained herein or to~~ prohibit the
legitimate transportation of firearms through any jurisdiction,
whether in airports or otherwise.

(c) A local ordinance enacted pursuant to this section may

not prohibit a legislator or legislative security officer who has
been issued a concealed weapon permit from carrying a concealed
weapon in the state capitol as provided in 45-8-317."
{Internal References to 45-8-351: None.x}"

- END -